

House File 2439 - Reprinted

HOUSE FILE 2439
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO HSB 592)

(As Amended and Passed by the House March 10, 2014)

A BILL FOR

1 An Act relating to core content standards, assessments, and
2 curricula relating to student academic progress, and to the
3 collection of and access to student data.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 256.7, subsection 21, paragraph b,
2 subparagraphs (2) and (3), Code 2014, are amended to read as
3 follows:

4 (2) Notwithstanding subparagraph (1), for the school year
5 beginning July 1, 2016, and each succeeding school year, the
6 rules shall provide that all students enrolled in school
7 districts in grades three through eleven shall be administered
8 an assessment during the last quarter of the school year
9 that at a minimum assesses the indicators identified in this
10 paragraph "b"; is aligned with the Iowa ~~common~~ core content
11 standards in both content and rigor; accurately describes
12 student achievement and growth for purposes of the school, the
13 school district, and state accountability systems; and provides
14 valid, reliable, and fair measures of student progress toward
15 college or career readiness.

16 (3) The director shall establish an assessment task force
17 to review and make recommendations for a statewide assessment
18 of student progress on the indicators identified pursuant to
19 this paragraph "b". The task force shall recommend a statewide
20 assessment that is aligned to the Iowa ~~common~~ core content
21 standards and is, at a minimum, valid, reliable, tested, and
22 piloted in Iowa. In addition, in developing recommendations,
23 the task force shall consider the costs to school districts and
24 the state in providing and administering such an assessment and
25 the technical support necessary to implement the assessment.
26 The task force shall submit its recommendations in a report
27 to the director, the state board, and the general assembly by
28 January 1, 2015. The task force shall assist with the final
29 development and implementation of the assessment administered
30 pursuant to subparagraph (2). The task force members shall
31 include but not be limited to teachers, school administrators,
32 business leaders, representatives of state agencies, and
33 members of the general public. This subparagraph is repealed
34 July 1, 2020.

35 Sec. 2. Section 256.7, subsection 21, paragraph b, Code

1 2014, is amended by adding the following new subparagraph:

2 NEW SUBPARAGRAPH. (03) In addition to administering
3 any assessment of student progress required pursuant to
4 this subsection, a school district may administer additional
5 assessments to measure student academic progress. The results
6 of the additional assessment may be reported to the department
7 and the local community in accordance with paragraph "c", but
8 the additional assessments shall not replace any district-wide
9 assessment required pursuant to this subsection.

10 Sec. 3. Section 256.7, subsection 21, paragraph c, Code
11 2014, is amended to read as follows:

12 c. A requirement that all school districts and accredited
13 nonpublic schools annually report to the department and the
14 local community the district-wide progress made in attaining
15 student achievement goals on the academic and other core
16 indicators and the district-wide progress made in attaining
17 locally established student learning goals. The school
18 districts and accredited nonpublic schools shall demonstrate
19 the use of multiple assessment measures in determining student
20 achievement levels. The school districts and accredited
21 nonpublic schools shall also report the number of students
22 who graduate; the number of students who drop out of school;
23 the number of students who are tested and the percentage of
24 students who are so tested annually; and the percentage of
25 students who graduated during the prior school year and who
26 completed a the Iowa core curriculum content standards. The
27 board shall develop and adopt uniform definitions consistent
28 with the federal No Child Left Behind Act of 2001, Pub. L. No.
29 107-110 and any federal regulations adopted pursuant to the
30 federal Act. The school districts and accredited nonpublic
31 schools may report on other locally determined factors
32 influencing student achievement. The school districts and
33 accredited nonpublic schools shall also report to the local
34 community their results by individual attendance center.

35 Sec. 4. Section 256.7, subsection 26, paragraph a,

1 unnumbered paragraph 1, Code 2014, is amended to read as
2 follows:

3 Adopt rules that establish a the Iowa core curriculum and
4 content standards. The state board shall also adopt high
5 school graduation requirements for all students in school
6 districts and accredited nonpublic schools that include at a
7 minimum satisfactory completion of four years of English and
8 language arts, three years of mathematics, three years of
9 science, and three years of social studies.

10 Sec. 5. Section 256.7, subsection 26, paragraph a,
11 subparagraph (3), Code 2014, is amended to read as follows:

12 (3) The rules establishing a the Iowa core curriculum
13 content standards shall address the ~~core-content~~ assessment
14 standards in subsection 28 and the skills and knowledge
15 students need to be successful in the twenty-first century.
16 The Iowa core curriculum content standards shall include
17 social studies and twenty-first century learning skills which
18 include but are not limited to civic literacy, health literacy,
19 technology literacy, financial literacy, and employability
20 skills; and shall address the curricular needs of students
21 in kindergarten through grade twelve in those areas. The
22 department shall further define the twenty-first century
23 learning skills components by rule.

24 Sec. 6. Section 256.7, subsection 26, paragraph b, Code
25 2014, is amended by striking the paragraph.

26 Sec. 7. Section 256.7, subsection 26, paragraph c, Code
27 2014, is amended to read as follows:

28 c. The Iowa core content standards shall not dictate
29 curriculum or prescribe a particular method of instruction to
30 school districts and accredited nonpublic schools. Neither the
31 state board nor the department shall require school districts
32 or accredited nonpublic schools to adopt a specific textbook,
33 textbook series, or specific instructional methodology,
34 or acquire specific textbooks, curriculum materials, or
35 educational products from a specific vendor in order to meet

1 ~~the core curriculum requirements~~ Iowa core content standards
 2 of this subsection or the ~~core content~~ assessment standards
 3 adopted pursuant to subsection 28. It is the intent of
 4 the general assembly that selection and implementation of
 5 curriculum, textbooks, educational materials, and instructional
 6 methods remain with school districts and accredited nonpublic
 7 schools and not with the state or federal government.

8 Sec. 8. Section 256.7, subsection 28, Code 2014, is amended
 9 to read as follows:

10 28. Adopt a set of ~~core content~~ assessment standards
 11 applicable to all students in kindergarten through grade twelve
 12 in every school district and accredited nonpublic school. For
 13 purposes of this subsection, "~~core content~~ assessment standards"
 14 includes reading, mathematics, and science. The ~~core content~~
 15 assessment standards shall be identical to the ~~core content~~
 16 assessment standards included in Iowa's approved 2006 standards
 17 and assessment system under Tit. I of the federal Elementary
 18 and Secondary Education Act of 1965, 20 U.S.C. § 6301 et
 19 seq., as amended by the federal No Child Left Behind Act of
 20 2001, Pub. L. No. 107-110. School districts and accredited
 21 nonpublic schools shall include, at a minimum, the ~~core content~~
 22 assessment standards adopted pursuant to this subsection in any
 23 set of locally developed content standards. School districts
 24 and accredited nonpublic schools are strongly encouraged to set
 25 higher expectations in local standards. As changes in federal
 26 law or regulation occur, the state board is authorized to amend
 27 the ~~core content~~ assessment standards as appropriate.

28 Sec. 9. Section 256.9, subsection 53, paragraph a, Code
 29 2014, is amended to read as follows:

30 a. Develop and distribute, in collaboration with the area
 31 education agencies, Iowa core curriculum content standards
 32 technical assistance and implementation strategies that school
 33 districts and accredited nonpublic schools ~~shall~~ may utilize,
 34 including but not limited to the development and delivery
 35 of formative and end-of-course model assessments classroom

1 teachers may use to measure student progress on the Iowa core
 2 ~~curriculum~~ content standards adopted pursuant to section
 3 256.7, subsection 26. The department shall, in collaboration
 4 with the advisory group convened in accordance with paragraph
 5 "b" and educational assessment providers, identify and make
 6 available to school districts end-of-course and additional
 7 model end-of-course and additional assessments to align with
 8 the expectations included in the Iowa core ~~curriculum~~ content
 9 standards. The model assessments shall be suitable to meet the
 10 multiple assessment measures requirement specified in section
 11 256.7, subsection 21, paragraph "c".

12 Sec. 10. Section 256.9, subsection 54, Code 2014, is amended
 13 to read as follows:

14 54. a. Maintain an internet site where persons may
 15 access up-to-date information regarding the Iowa core content
 16 standards and the assessment standards adopted pursuant to
 17 section 256.7. Periodically, beginning January 1, 2015, the
 18 state board shall review, accept public comment regarding, and
 19 revise as necessary, the Iowa core content standards and the
 20 assessment standards.

21 b. Submit an annual report to the general assembly by
 22 January 15 regarding activities, findings, and student
 23 progress under the Iowa core ~~curriculum-established~~ content
 24 standards and the assessment standards adopted pursuant to
 25 section 256.7, ~~subsection 26~~. The annual report shall include
 26 the ~~state board's~~ department's findings and recommendations,
 27 including but not limited to recommendations relating to any
 28 proposal to amend or modify the Iowa core content standards
 29 and the assessment standards adopted by the state board. A
 30 revision or modification to the Iowa core content standards
 31 after January 1, 2014, and to the assessment standards adopted
 32 by the state board shall not be implemented by the director
 33 until the annual report has been submitted to the general
 34 assembly while the general assembly is in session or until the
 35 director appears before the standing committees of the senate

1 and house of representatives having jurisdiction over education
2 to report on the revision or modification, whichever occurs
3 first.

4 Sec. 11. NEW SECTION. **256.34 Student data collection —**
5 **policies and plans.**

6 1. The department shall establish data collection, data
7 privacy, and data sharing policies for data relating to
8 students collected by the department, school districts, and
9 accredited nonpublic schools.

10 2. The department shall annually conduct an inventory of and
11 categorize the data collected on students and the purposes for
12 which the data is collected, and shall report to the general
13 assembly by November 1, 2014, and by November 1 each succeeding
14 year, the department's findings and recommendations.

15 3. The department shall create a detailed student data
16 security plan that includes privacy compliance standards, a
17 data breach plan, data retention or destruction plans, and
18 guidelines for authorizing parental access to student data.

19 4. Except as otherwise provided in state or federal law, the
20 department, school districts, and accredited nonpublic schools
21 shall not include biometric, health, family or student voting
22 status, family or student political affiliations, family or
23 student religious affiliations, telephone information other
24 than contact phone numbers, and criminal or juvenile justice
25 records in student data files.

26 5. *a.* Student data shall be kept confidential by the
27 department, a school district, or an accredited nonpublic
28 school unless otherwise ordered by a court, by the lawful
29 custodian of the records, or by another person duly authorized
30 to release such information, and except as necessary to carry
31 out the duties and responsibilities of the state board or the
32 department.

33 *b.* Except as provided in paragraph "a", student data shall
34 not be provided outside of the state unless necessary to
35 facilitate the timely enrollment and placement of a student who

1 is transferring to another school.

2 6. The department shall establish and maintain a policy
3 relating to the sharing, security, and confidentiality of
4 student data in compliance with the federal Family Educational
5 Rights and Privacy Act, 20 U.S.C. §1232g.

6 7. The department shall notify the governor and the
7 general assembly annually of changes to existing student data
8 collections maintained by the department which are required
9 for any reason, including changes in federal reporting
10 requirements. Changes to existing student data collections
11 which are not necessitated by changes in state and federal
12 reporting requirements shall not be implemented by the
13 department until the annual report has been submitted to the
14 general assembly while the general assembly is in session or
15 until the director appears before the standing committees of
16 the senate and house of representatives having jurisdiction
17 over education to report on the revision or modification to the
18 existing student data collections maintained by the department,
19 whichever occurs first.

20 8. Student data shall not be published by the department
21 except in aggregate form.

22 9. This section shall not be construed to supersede any
23 provision of section 22.7, section 256.9, subsection 48, or
24 chapter 256H.

25 Sec. 12. Section 256.40, subsection 2, paragraph e, Code
26 2014, is amended to read as follows:

27 e. Integrate services provided through the program with
28 other career exploration-related activities such as the student
29 ~~core curriculum~~ graduation plan and the career information and
30 decision-making system developed and administered under section
31 279.61, where appropriate.

32 Sec. 13. Section 256.42, subsection 6, Code 2014, is amended
33 to read as follows:

34 6. Coursework offered under the initiative shall be
35 rigorous and high quality, and the department shall annually

1 evaluate the quality of the courses and ensure that coursework
2 is aligned with the ~~state's core curriculum and Iowa~~ core
3 content ~~requirements~~ standards and the assessment standards, as
4 well as national standards of quality for online courses issued
5 by an internationally recognized association for kindergarten
6 through grade twelve online learning.

7 Sec. 14. Section 257.11, subsection 11, Code 2014, is
8 amended to read as follows:

9 11. *Shared classes and curriculum standards.* A school
10 district shall ensure that any course made available to a
11 student through any sharing agreement between the school
12 district and a community college or any other entity providing
13 course programming pursuant to this section to students
14 enrolled in the school district meets the expectations
15 contained in ~~the core curriculum adopted pursuant to~~ section
16 256.7, subsection 26. The school district shall ensure that
17 any course that has the capacity to generate college credit
18 shall be equivalent to college-level work.

19 Sec. 15. Section 258.4, subsection 8, Code 2014, is amended
20 to read as follows:

21 8. Establish a minimum set of competencies and core
22 ~~curriculum~~ content standards for approval of a vocational
23 program sequence that addresses the following: new and
24 emerging technologies; job-seeking, job-keeping, and
25 other employment skills, including self-employment and
26 entrepreneurial skills, that reflect current industry
27 standards, leadership skills, entrepreneurial, and labor-market
28 needs; and the strengthening of basic academic skills.

29 Sec. 16. Section 260C.14, subsection 22, paragraph b, Code
30 2014, is amended to read as follows:

31 b. Collaborate with the state board of regents to meet
32 the requirements specified in section 262.9, subsection 33,
33 including but not limited to developing a systematic process
34 for expanding academic discipline and meetings between the
35 community college faculty and faculty of the institutions

1 of higher education governed by the state board of regents,
2 developing criteria to prioritize Iowa core ~~curriculum~~
3 ~~areas~~ content standards, promoting greater awareness of
4 articulation-related activities, facilitating additional
5 opportunities for individual institutions to pursue program
6 articulation agreements for career and technical educational
7 programs, and developing and implementing a process to
8 examine a minimum of eight new associate of applied science
9 degree programs for which articulation agreements would serve
10 students' continued academic success in those degree programs.

11 Sec. 17. Section 261E.4, subsection 4, Code 2014, is amended
12 to read as follows:

13 4. A school district shall establish prerequisite
14 coursework for each advanced placement course offered and shall
15 describe the prerequisites in the course registration handbook,
16 which shall be provided to every junior high school or middle
17 school student prior to the development of a ~~core curriculum~~
18 graduation plan pursuant to section 279.61.

19 Sec. 18. Section 261E.6, subsection 2, Code 2014, is amended
20 to read as follows:

21 2. *Notification.* The availability and requirements of this
22 program shall be included in each school district's student
23 registration handbook. Information about the program shall be
24 provided to the student and the student's parent or guardian
25 prior to the development of the student's ~~core curriculum~~
26 graduation plan under section 279.61. The school district
27 shall establish a process by which students may indicate
28 interest in and apply for enrollment in the program.

29 Sec. 19. Section 261E.8, subsection 1, Code 2014, is amended
30 to read as follows:

31 1. A district-to-community college sharing or concurrent
32 enrollment program is established to be administered by the
33 department to promote rigorous academic or career and technical
34 pursuits and to provide a wider variety of options to high
35 school students to enroll part-time in eligible nonsectarian

1 courses at or through community colleges established under
 2 chapter 260C. The program shall be made available to all
 3 resident students in grades nine through twelve. Notice of
 4 the availability of the program shall be included in a school
 5 district's student registration handbook and the handbook shall
 6 identify which courses, if successfully completed, generate
 7 college credit under the program. A student and the student's
 8 parent or legal guardian shall also be made aware of this
 9 program as a part of the development of the student's ~~core~~
 10 curriculum graduation plan in accordance with section 279.61.

11 Sec. 20. Section 261E.9, subsection 2, paragraph b, Code
 12 2014, is amended to read as follows:

13 b. A regional academy may include in its curriculum virtual
 14 or internet-based coursework and courses delivered via the Iowa
 15 communications network, career and technical courses, Iowa
 16 core curriculum content standards coursework, courses required
 17 pursuant to section 256.7, subsection 26, or section 256.11,
 18 subsections 4 and 5, and asynchronous learning networks.

19 Sec. 21. Section 261E.9, subsection 4, Code 2014, is amended
 20 to read as follows:

21 4. Information regarding regional academies shall be
 22 provided to a student and the student's parent or guardian
 23 prior to the development of the student's ~~core curriculum~~
 24 graduation plan under section 279.61.

25 Sec. 22. Section 261E.10, subsection 4, Code 2014, is
 26 amended to read as follows:

27 4. Information regarding career academies shall be provided
 28 by the school district to a student and the student's parent
 29 or guardian prior to the development of the student's ~~core~~
 30 curriculum graduation plan under section 279.61.

31 Sec. 23. Section 262.9, subsection 33, paragraph c, Code
 32 2014, is amended to read as follows:

33 c. Develop criteria to prioritize the Iowa core curriculum
 34 areas content standards and create or review transition guides
 35 for the Iowa core curriculum areas content standards.

1 Sec. 24. Section 279.61, Code 2014, is amended to read as
2 follows:

3 **279.61 Student plan for progress toward university admissions**
4 **— report.**

5 1. ~~For the school year beginning July 1, 2008, and each~~
6 ~~succeeding school year, the~~ The board of directors of each
7 school district shall cooperate with each student enrolled
8 in grade eight to develop for the student a ~~core curriculum~~
9 plan to guide the student toward the goal of successfully
10 completing, at a minimum, the ~~core curriculum developed high~~
11 school graduation requirements adopted by the state board of
12 education pursuant to section 256.7, subsection 26, by the
13 time the student graduates from high school. The plan shall
14 include career options and shall identify the coursework
15 needed in grades nine through twelve to support the student's
16 postsecondary education and career options. Additionally, the
17 plan shall include a timeline for each student to successfully
18 complete, prior to graduation, all components of the
19 state-designated career information and decision-making system
20 administered by the department in accordance with section 118
21 of the federal Carl D. Perkins Career and Technical Education
22 Improvement Act of 2006, Pub. L. No. 109-270. The student's
23 parent or guardian shall sign the ~~core curriculum~~ graduation
24 plan developed with the student and the signed plan shall be
25 included in the student's cumulative records.

26 2. ~~For the school year beginning July 1, 2008, and each~~
27 ~~succeeding school year, the~~ The board of directors of each
28 school district shall report annually to each student enrolled
29 in grades nine through twelve in the school district, and, if
30 the student is under the age of eighteen, to each student's
31 parent or guardian, the student's progress toward meeting the
32 goal of successfully completing the ~~core curriculum and high~~
33 school graduation requirements adopted by the state board of
34 education pursuant to section 256.7, subsection 26.

35 Sec. 25. Section 280.3, subsection 3, paragraphs a and b,

1 Code 2014, are amended to read as follows:

2 a. Adopt an implementation plan by July 1, 2010, which
3 provides for the adoption each year of at least one subject
4 area included in the Iowa core curriculum ~~subject area~~ each
5 year content standards as established by the state board of
6 education for grades nine through twelve pursuant to section
7 256.7, subsection 26. The Iowa core curriculum content
8 standards established for grades nine through twelve by the
9 state board of education pursuant to section 256.7, subsection
10 26, shall be fully implemented by each school district and
11 school by July 1, 2012.

12 b. Adopt an implementation plan, by July 1, 2012, which
13 provides for the full implementation of the Iowa core
14 curriculum content standards established for kindergarten
15 through grade eight by the state board of education pursuant to
16 section 256.7, subsection 26, by the 2014-2015 school year.

17 Sec. 26. PUBLIC COMMENT RELATING TO IOWA CORE CONTENT
18 STANDARDS AND ASSESSMENT STANDARDS. The department of
19 education shall initiate a process to obtain public input on
20 the Iowa core content standards and the assessment standards
21 adopted pursuant to section 256.7, subsections 26 and 28, shall
22 identify opportunities to strengthen the Iowa core content
23 standards and the assessment standards, and shall do the
24 following:

25 1. Receive public comments on its internet site regarding
26 the Iowa core content standards and the assessment standards.

27 2. Hold at least three public hearings regarding the Iowa
28 core content standards and the assessment standards. The
29 public hearings shall be held in at least three geographically
30 diverse venues around the state.

31 3. Include information regarding the time, place, and
32 manner in which persons may participate in a public hearing as
33 provided in this section.

34 4. Provide public notice of any actions taken by the state
35 board of education to strengthen, amend, or modify the Iowa

1 core content standards or the assessment standards following
2 the public hearings conducted pursuant to this section.

3 5. The department shall submit a report summarizing its
4 activities, findings, and recommendations to the state board,
5 the governor, and the general assembly by February 1, 2015.